

## Message Text

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64

ACTION EUR-25

INFO OCT-01 EA-11 IO-14 ISO-00 CIAE-00 DODE-00 PM-07 H-03

INR-10 L-03 NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03

SS-20 USIA-15 OMB-01 DRC-01 CU-04 /134 W

----- 035848

P R 181740Z DEC 73

FM AMEMBASSY MADRID

TO SECSTATE WASHDC PRIORITY 7574

INFO AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY COPENHAGEN

AMEMBASSY VIENNA

AMEMBASSY STOCKHOLM

AMEMBASSY LISBON

AMEMBASSY THE HAGUE

AMCONSUL MELBOURNE

US MISSION USEC BRUSSELS 744

US MISSION GENEVA 501

C O N F I D E N T I A L MADRID 7505

E.O. 11652: GDS

TAGS: ELAB, SP

SUBJ: "CARABANCHEL TEN"

BEGIN SUMMARY: ACCORDING TWO LAWYERS, PRIEST OF  
"CARABANCHEL TEN" HAS STILL NOT BEEN BROUGHT TO MADRID  
FROM ZAMORA PRIESTS PRISON FOR TRIAL, AND GOVERNMENT MAY STILL  
SEEK SEPARATE CHURCH INVOLVEMENT FROM TRIAL BY TRYING  
PRIEST SEPARATELY LATER, WHICH MAY PROMPT DEFENSE TO EMPLOY  
OBSTRUCTIONIST TACTICS AT TRIAL. RUIZ GIMENEZ AND OTHER  
LAWYERS WILL BE AT DISADVANTAGE IN HAVING TO STAY UP MOST OF  
PREVIOUS NIGHT COUNTING VOTES AT MADRID BAR ASSOCIATION  
ELECTIONS. SCATTERED STRIKES AND STUDENT MANIFESTATIONS  
ARE ANTICIPATED ON DATE TRIAL AND INTERNATIONAL OBSERVERS  
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FROM AS FAR AWAY AS AUSTRALIA. END SUMMARY

1. JAIME GIL ROBLES TOLD LABATT DEC 17 FATHER GARCIA SALVE, CLIENT OF JAIME'S FATHER, JOSE MARIA GIL ROBLES, IN "CARA-BANCHEL TEN" CASE, HAD STILL NOT BEEN BROUGHT FROM ZAMORA PRIESTS PRISON TO MADRID FOR DEC 20 TRIAL. GIL ROBLES SAID IT APPEARED GOVT MIGHT EITHER 1) ATTEMPT EXCLUDE GARCIA SALVE FROM TRIAL, ALLEGING PRIEST TOO WEAK TO STAND TRIAL NOW AS RESULT HUNGER STRIKE IN ZAMORA, OR 2) BRING PRIEST FROM ZAMORA TO MADRID ONLY ON DAY PRECEDING TRIAL, THUS ELIMINATING ACCESS OF LAWYERS (GIL ROBLES FATHER AND SON) TO GARCIA SALVE EXCEPT IMMEDIATELY BEFORE TRIAL. JAIME GIL ROBLES BELIEVES GOVERNMENT'S STRATEGY MAY BE TO SPLIT OFF CHURCH INVOLVEMENT IN TRIAL, REPRESENTED BY FATHER GARCIA SALVE, FROM OTHER NINE DEFENDENTS WHO MEMBERS OF COMMUNIST PARTY AND WORKER COMMISSION LEADERS, BY TRYING GARCIA SALVE SEPARATELY LATER. GIL ROBLES' HOWEVER, WILL NOT STAND FOR THIS. IF GARCIA SALVE IS SEPARATED FROM DEC 20 TRIAL, THEY WILL ATTEMPT MOUNT A BIG LEGAL FUROR OVER ISSUE AND WILL GET COOPERATION OTHER DEFENSE LAWYERS TO ATTEMPT MAXIMUM LEGAL OBSTRUCTIONISM AT TRIAL (OTHERWISE, HE STATED, THE DEFENSE HAS PLANNED WELL-REASONED AND SERIOUS LEGAL DEFENSE, WITH ABSENCE OF COURTROOM HISTORIONICS AS HAD ACCOMPANIED LEADING DEFENDANT MARCELINO CAMACHO'S FAMOUS 1968 TRIAL).

2. GIL ROBLES CONFIRMED PRESS ACCOUNTS HE HAD CITED VARIOUS LEADING CHURCHMEN, INCLUDING CARDINAL TARANCON AND JESUIT THEOLOGIAN FATHER DIEZ ALEGRIA, AS CHARACTER WITNESSES FOR GARCIA SALVE, BUT COURT HAD TURNED HIM DOWN. HOWEVER, HE STILL PLANS PRESENT BISHOP PALENZUELA OF SEGOVIA (AGAINST WHOM GOVERNMENT HAS INITIATED UNPRECEDENTED LAWSUIT) AS CHARACTER WITNESS IN OPEN COURT EVEN THOUGH HE IS CERTAIN GOVERNMENT WILL NOT ALLOW BISHOP TO TESTIFY.

3. LEOPOLDO TORRES, PRINCIPAL LAWYER ASSISTING RUIZ GIMENEZ, RE TIMING OF TRIAL TOLD EMB LABATT DEC 18 THAT ONE OF PRINCIPAL REASONS FOR DEC 20 DATE RELATES TO TIMING MADRID BAR ASSOCIATIONS ELECTIONS ON DEC 19. BAR ASSOCIATION ELECTIONS, IN WHICH RUIZ GIMENEZ HEADS OPPOSITION SLATE, WILL CONTINUE UNTIL 5:00 P.M., WHEN LENGTHY PROCESS OF VOTE COUNTING AND RECOUNTING WILL BEGIN. I LAST BAR ASSOCIATION CONFIDENTIAL

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ELECTIONS IN 1969, FINAL TABULATION OF VOTES WAS NOT COMPLETED UNTIL 6 O'CLOCK NEXT MORNING, AND THIS SITUATION ALSO LIKELY THIS YEAR. THUS, RUIZ GIMENEZ AND MOST OTHER DEFENSE LAWYERS WILL HAVE TO REMAIN IN BAR ASSOCIATION PREMISES UNTIL VOTE COUNT IS OVER AND WINNER IS DECLARED AND CONGRATULATED (WINNER MIGHT EVEN BE RUIZ GIMENEZ, IN UNLIKELY EVENT OPPOSITION SLATE SUCCESSFUL). RUIZ GIMENEZ AND OTHER LAWYERS WILL THUS HAVE DISTINCT DISADVANTAGE AS THEY WILL

PROBABLY HAVE TOPRESENT THEMSELVES FOR DEC 20 TRIAL AFTER LITTLE OR NO SLEEP PREVIOUS NIGHT DUE TO BAR ASSOCIATION ELECTIONS.

4. BOTH TORRES AND GIL ROBLES CONFIRMED THAT WORKERS COMMISSIONS ARE ACTIVE IN DISTRIBUTING PROPAGANDA AROUND WORKER SUBURBS RE TRIAL, AND THAT THERE ARE PLANS THROUGHOUT COUNTRY STRIKES DEC 19 AND 20. HOWEVER, THEY NOT TOO OPTIMISTIC ABOUT ANYTHING MORE THEN SYMBOLIC SCATTERED STRIKES OCCURRING INASMUCH AS MANY WORKERS RECEIVE ANNUAL XMAS THITEENTH MONTH BONUSES DEC 22, WHICH THEY UNLIKELY TO JEOPARDIZE. MORE ACTIVE ARE LIKELY TO BE STUDENTS WHO, NOTWITHSTANDING FACT XMAS HOLIDAYS HAVE ALREADY COMMENCED, WILL STILL ATTEMPT TO STAGE SCATTERED MANIFESTATIONS. GIL ROBLES SAID THAT GOVERNMENT HAS IN LAST FEW DAYS ARRESTED MANY EXPECTED "TROUBLEMAKERS" IN CONNECTION WITH THE TRIAL, PARTICULARLY STUDENTS.

5. MANY INTERNATIONAL OBSERVERS ARE EXPECTED, INCLUDING EVEN A TRADE UNIONIST FROM AS FAR AWAY AS AUSTRALIA. FROM U.S., ACCORDING TO GIL ROBLES, IN ADDITION TO RAMSEY CLARK, WHO WILL PROBABLY RETURN TO MADRID FOR THE TRIAL, U.S. SENATOR MIGHT REPORTEDLY COME (HE COULD NOT RECALL NAME, HOWEVER) ALONG WITH STILL-PRESENT RUMORS THAT MARLON BRANDO AND JANE FONDA MIGHT ALSO POSSIBLY SEEK TO ATTEND.  
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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TRIALS, ARRESTS, COMMUNIST LABOR ORGANIZATIONS, COMMUNIST FRONT ORGANIZATIONS, CLERGYMEN, ATTORNEYS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 18 DEC 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** hilburpw  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973MADRID07505  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** n/a  
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**Line Count:** 140  
**Locator:** TEXT ON-LINE  
**Office:** ACTION EUR  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 3  
**Previous Channel Indicators:**  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** hilburpw  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 06 SEP 2001  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <06-Sep-2001 by freemaal>; APPROVED <15-Oct-2001 by hilburpw>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** "CARABANCHEL TEN" BEGIN SUMMARY: ACCORDING TWO LAWYERS, PRIEST OF  
**TAGS:** ELAB, PINT, SP, (CARABANCHEL TEN)  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005